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SPEECH AMERICA

ORACLE AMERICA, INC.

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

ORACLE AMERICA, INC.

Case No. CV 10-03561 WHA

Plaintiff,

V.

GOOGLE, INC.

Defendant.

**DECLARATION OF MEREDITH DEARBORN
IN SUPPORT OF ORACLE AMERICA, INC.'S
MOTION TO EXCLUDE PORTIONS OF THE
RULE 706 EXPERT REPORT OF DR. JAMES
KEARL**

Dept.: Courtroom 8, 19th Floor
Judge: The Honorable William Alsul

1 I, Meredith Dearborn, declare as follows:

2 1. I am an associate with the law firm of Boies, Schiller & Flexner LLP, attorneys for
3 plaintiff Oracle America, Inc. in the above captioned matter, and admitted to practice before this
4 Court.

5 2. I make this declaration based on my own personal knowledge. If called as a witness, I
6 could and would testify competently as to the matters set forth herein.

7 3. Attached hereto as **Exhibit A** is a true and correct copy of Plaintiff's Notice of
8 Deposition of Defendant Google, Inc. Pursuant to Fed. R. Civ. P. 30(b)(6), dated March 10, 2011.

9 4. Attached hereto as **Exhibit B** is a true and correct copy of excerpts from the deposition
10 transcript of Aditya Kumar Agarwal, dated April 8, 2011. **[SUBMITTED UNDER SEAL]**

11 5. Attached hereto as **Exhibit C** is a true and correct copy of excerpts from the Expert
12 Report of Dr. Alan J. Cox, as revised on October 21, 2011. **[SUBMITTED UNDER SEAL]**

13 6. Attached hereto as **Exhibit D** is a true and correct copy of excerpts from the deposition
14 transcript of Alan J. Cox, Ph.D., dated October 26, 2011. **[SUBMITTED UNDER SEAL]**

15 7. Attached hereto as **Exhibit E** is a true and correct copy of the Expert Report of Professor
16 James R. Kearn, as updated on March 28, 2012. **[SUBMITTED UNDER SEAL]**

17 8. Attached hereto as **Exhibit F** is a true and correct copy of the deposition transcript of
18 James Kearn, dated March 26, 2012. **[SUBMITTED UNDER SEAL]**

19
20 I declare under penalty of perjury that the foregoing is true and correct and that this
21 declaration was executed on April 2, 2012 at Oakland, California.

22
23 By: /s/ Meredith Dearborn
24 Meredith Dearborn

1 ATTESTATION OF FILER
2

3 I, Steven C. Holtzman, have obtained Meredith Dearborn's concurrence to file this document on
4 her behalf.

5 Dated: April 2, 2012

6 BOIES, SCHILLER & FLEXNER LLP
7

By: /s/ Steven C. Holtzman
8 Steven C. Holtzman
9

10 *Attorneys for Plaintiff*
11 ORACLE AMERICA, INC.
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